



PATENT
Atty. Docket No.: SONY-12100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)

Scott D. Smyers et al.)

Serial No. 09/608,617)

Filed: June 30, 2000)

For: **METHOD OF AND APPARATUS**)
FOR WRITING AND READING)
TIME SENSITIVE DATA)
WITHIN A STORAGE DEVICE)

Group Art Unit: 2161

Examiner: Filipczyk, Marcin R.

PRELIMINARY AMENDMENT

162 N. Wolfe Rd.
Sunnyvale, CA 94086
(408) 530-9700

Customer No. 28960

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This amendment is a bona fide submission filed with the accompanying Request for Continued Examination (RCE) under 37 CFR 1.114.

AMENDMENTS

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 10 of this paper.

HAVERSTOCK & OWENS LLP
162 North Wolfe Road
Sunnyvale, California 94086
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Customer No.: 28960

In re Application of: Scott D. Smyers et al.
Serial No.: 09/608,617
Filed: June 30, 2000
Entitled: **METHOD OF AND
DATA WITHIN A S**
Group Art Unit: 2161
Examiner Name: Fliepczyk, Marcin R.

MAIL STOP RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Sir:

This is a Request for a Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.

CERTIFICATION UNDER 37 CFR § 1.08

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to : Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Mail Stop RCE, July 18, 2005.

Junifel Pak
(Name of Person Mailing Paper)

Signature

1. Submission required under C.F.R. § 1.114

- a. _____ Previously submitted
- i. _____ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____.
(Any unentered amendment(s) referred to above will be entered)
- ii. _____ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. _____ Other _____
- b. X Enclosed
- i. X Preliminary Amendment
- ii. _____ Affidavit(s)/Declaration(s)
- iii. _____ Information Disclosure Statement (IDS)
- iv. _____ Other _____

2. Miscellaneous

- a. _____ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months.
(Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. _____ Other _____.

3. c. **Applicant is entitled to small entity status**

4. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37C.F.R. § 1.114 when the RCE is filed.

- a. X The Director is hereby authorized to charge the following fees, or credit any overpayments to Deposit Account No.: 08-1275.
- i. X RCE fee required under 37 C.F.R. § 1.17(e)
- ii. _____ Extension of time fee (37 C.F. R. § 1.136 and 1.17)
- iii. _____ Other _____
- b. X Check in the amount of \$ 790.00 enclosed
- c. Payment by credit card (form PTO-2038 enclosed)

5. ☒ Return Receipt Postcard

Dated: July 18, 2005

By: Jonathan O. Owens
Name: Jonathan O. Owens
Registration No.: 37,902

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